



*DFW*

PATENT  
DOCKET NO. JHV-028.01

In re Application of:

Gallagher, M., et al.

Application No: 10/722,357

Filed: November 24, 2003

For: Target for Therapy of Cognitive  
Impairment

Art Unit: 1641

Attorney Docket: JHV-028.01

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF FIRST-CLASS MAILING**

I hereby certify that this is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on ~~June 9~~ June 9, 2005.

*Angela Thumann*  
Angela Thumann

**CORRECTED SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Because this application was filed after June 30, 2003, copies of References AA and AB are not enclosed. A copy of Reference AC is enclosed.

### REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed:

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office Action** on the merits, or before the mailing of a **first Office Action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or
- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

### **STATEMENT**

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that **[check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]**:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no

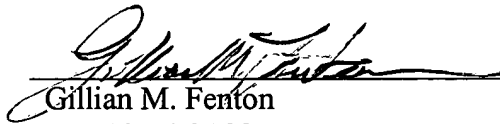
item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

If the Examiner has any questions, or if a teleconference would advance the instant application toward allowance, the Examiner is urged to telephone the undersigned at 202-261-7356.

Respectfully Submitted,

Date: June 9, 2005

**Customer No.: 25181**  
Patent Group  
Foley Hoag LLP  
Seaport World Trade Center West  
155 Seaport Boulevard  
Boston, MA 02210  
617-832-1000  
617-832-7000 (FAX)

  
\_\_\_\_\_  
Gillian M. Fenton  
Reg. No. 36,508  
Attorney for Applicant

Form PTO-1449

**INFORMATION DISCLOSURE CITATION****IN AN APPLICATION**  
(Use several sheets if necessary)

Docket Number (Optional)

JHV-028.01

Application Number

10/722,357

Applicant

Gallagher, Michela et al.

Filing Date

November 24, 2003

Group Art Unit

1641

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA 6,808,893	Oct. 26, 2004	Rothstein et al.	435	69.1	Oct. 23, 2000
	AB US 2005/0048488 A1	Mar. 3, 2005	Rothstein et al.	435	6	Feb. 14, 2003

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

**OTHER DOCUMENTS**

(Including Author, Title, Date, Pertinent Pages Etc.)

	E. Beghi et al., "Merits of a New Drug Trial for ALS?", SCIENCE, Vol. 308, 29 April 2005, pages 632-633.

EXAMINER		DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.